



GARY R. HERBERT
Governor

GREGORY S. BELL
Lieutenant Governor

State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

August 15, 2011

Mark Willes
BMW Stone, Inc.
2565 State Road 32
Wanship, Utah 84017-0747

Subject: Copy of the Modification of Attachment A to the Reclamation Contract, BMW Stone, Inc., Browns Canyon, M/043/0021, Summit County, Utah

Dear Mr. Willes:

On August 8, 2011 the Division received the signed Modification of Attachment A to the Reclamation Contract (MA-RC) from BMW Stone, Inc. Our Director signed the MA-RC on August 11, 2011. Enclosed is a copy for your records.

If you have any questions please call 801-538-5291 or email bondcoordinator@utah.gov. Thank you.

Sincerely,

Penny Berry
Bond Coordinator

PB



STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

MODIFICATION OF ATTACHMENT A
TO THE
RECLAMATION CONTRACT

Name of Operator: BMW Stone, Inc.Permit Number: M/043/0021Mine Name: Browns CanyonPhone Number: 801-573-0562

Per the executed reclamation contract, the surety agreement for reclamation obligation is included as Attachment A to the reclamation contract as follows:

Check the boxes that apply to this form:

Surety: ☐ Decrease
☐ Increase
☒ Replacement

Reason: ☐ Amendment to NOI
☐ Cancellation/ Termination of surety
☐ Escalation
☐ Partial Release of surety
☒ Other Explain: Operator provided check #024096199 in the amount of \$85,900⁰⁰ as a replacement to LOC

Surety Dollar Amount Associated With This Action: \$ 85,900⁰⁰

Surety Aggregate Amount: \$ 85,900⁰⁰

Included in this modification (surety must be attached)

Instrument(s):

<input type="checkbox"/> Corporate Surety	<input type="checkbox"/> Rider
<input type="checkbox"/> LOC Letter of Credit	<input type="checkbox"/> Amendment
<input type="checkbox"/> CD Certificate of deposit	<input type="checkbox"/> Addendum
<input checked="" type="checkbox"/> Cash	<input type="checkbox"/> Other

Explain: Check # 024096199

Other surety not affected by this modification will remain part of Attachment A and labeled as such.
This Modification will be effective as of the last date signed below

Mark Willes
Authorized Officer Signature

MARK WILLES
Printed

President
Title

8-8-11
Date

John R. Baza
Division Director
Utah Division of Oil, Gas and Mining

8/11/11
Date